IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

AMERICAN WASTE MANAGEMENT AND RECYCLING, LLC. Plaintiff, v. **CEMEX PUERTO RICO; CANOPY ECOTERRA, XYZ INSURANCE COMPANIES.** Defendants.	CIVIL NO.: 07- 1658 (JAF) BREACH OF CONTRACT; COLLECTION OF MONIES; and DAMAGES. JURY TRIAL DEMANDED

AWMR'S SUR-REPLY

TO THE HONORABLE COURT:

NOW APPEARS Plaintiff **AMERICAN WASTE MANAGEMENT AND RECYCLING, LLC,** and through the undersigned attorneys, respectfully **STATES, ALLEGES** and **REQUESTS** as follows:

On September 25, 2007, co-Defendant Ecoterra filed a reply to Plaintiff's Opposition to their Motion to Dismiss (docket No. 39), alleging that the document filed by AWMR in its opposition was not an authorization to so business in Puerto Rico, even though the title explicitly said so. In any event, as *Exhibit 1* to this Motion, AWMR is attaching the Certificate by the Puerto Rico Department of State authorizing it to do business in Puerto Rico. Defendant's Motion to Dismiss is therefore moot and should be denied.

Dockets.Justia.com

WHEREFORE, Plaintiffs respectfully request that the Honorable Court **DENY** co-Defendant Ecoterra's Motion to Dismiss, and that it issue any further relief it deem just and proper under the law.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 25th day of September, 2007.

INDIANO & WILLIAMS, P.S.C.
207 del Parque Street
Third Floor
San Juan, Puerto Rico 00912
Tel.: (787) 641-4545 / FAX: (787) 641-4544
jeffrey.williams@indianowilliams.com
sofia.esteves@indianowilliams.com

By: s/ Jeffrey M. Williams
JEFFREY M. WILLIAMS
U.S.D.C.P.R. Bar No. 202414

By: s/ Ada Sofia Esteves
ADA SOFIA ESTEVES
U.S.D.C.P.R. Bar No. 216910